

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
LUFKIN DIVISION

JAMES HARRIS DYKES, JR. §  
VS. § CIVIL ACTION NO. 9:20cv13  
WILLIAM JERRY, ET AL. §

ORDER ACCEPTING THE MAGISTRATE  
JUDGE'S REPORT AND RECOMMENDATION

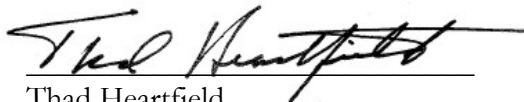
James Harris Dykes, Jr., proceeding *pro se*, filed the above-styled civil rights lawsuit. The court referred this matter to the Honorable Zack Hawthorn, United States Magistrate Judge, for consideration pursuant to applicable orders of this court. The Magistrate Judge has submitted a Report and Recommendation of United States Magistrate Judge recommending that the claims against Kenneth Hammack and Polk County, Texas, be dismissed for failure to state a claim upon which relief may be granted.

The court has received and considered the Report and Recommendation of United States Magistrate Judge, along with the record and pleadings. No objections to the Report and Recommendation were filed by the parties.

ORDER

The findings of fact and conclusions of law of the Magistrate Judge are correct and the report of the Magistrate Judge is **ACCEPTED**. The claims against Kenneth Hammack and Polk County, Texas, are dismissed for failure to state a claim upon which relief may be granted.

**SIGNED** this the 12 day of **September, 2022**.

  
Thad Heartfield  
United States District Judge